

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ALAMAR CYRIL HOUSTON,

Plaintiff,

No. CIV S-03-1625 FCD JFM P

vs.

BUCK, et al.,

Defendants.

ORDER

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Plaintiff is a state prisoner proceeding pro se with a civil rights action pursuant to 42 U.S.C. § 1983. Pursuant to court order, this matter came on for trial confirmation hearing before the undersigned on November 14, 2005. Alamar Cyril Houston appeared in propria persona. Michael G. Lee, Deputy Attorney General, appeared as counsel for defendant Buck.

After hearing, and good cause appearing, IT IS HEREBY ORDERED that:

1. Defendants' October 25, 2005 motion to stay is denied as moot.
2. This matter is set for jury trial before the undersigned on May 16, 2006 at 9:00 a.m. in Courtroom # 2.
3. Plaintiff's present custodian shall provide for plaintiff's presence at trial and the custodian of plaintiff's inmate witness, Anthony Carl Jackson, # H-52247, shall provide for said inmate's presence at trial pursuant to the writs of habeas corpus ad testificandum to be

1 issued. All parties shall take any steps necessary to facilitate execution of said writs. The parties
2 and the relevant custodians are cautioned that sanctions will be imposed for failure to comply
3 with court orders.

4 4. Proposed voir dire, proposed jury instructions, and trial briefs shall be filed and
5 served not later than fourteen days before the date set for trial.

6 5. Counsel for defendant Buck shall prepare a joint statement of the case to be
7 read to the jury and shall submit that joint statement, together with a proposed verdict form, not
8 later than fourteen days before the date set for trial.

9 DATED: November 21, 2005.

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12 /s/ Frank C. Damrell Jr.
13 FRANK C. DAMRELL, JR.,
UNITED STATES DISTRICT JUDGE

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